

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
JOSEPH WELCH, On Behalf of Himself and All
Others Similarly Situated,

Plaintiffs,

07 CIV 6904 (JGK)

vs.

**STIPULATION
AND (PROPOSED)
ORDER**

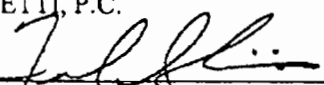
TD AMERITRADE HOLDING CORPORATION,
TD AMERITRADE, INC., TD BANK USA, N.A. and
THE TORONTO-DOMINION BANK,

Defendants.
-----X


IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned
counsel for the parties, that the time for Defendants TD Ameritrade Holding Corporation, TD
Ameritrade, Inc., TD Bank USA, N.A. and the Toronto-Dominion Bank to answer, move against
or otherwise respond to the Complaint is extended until November 9, 2007. In the event that
Defendants move to dismiss the Complaint, Plaintiff shall serve and file a response within sixty
(60) days; and Defendants may file a reply within thirty (30) days thereafter.

Dated: September 11, 2007
New York, New York

SCHOENGOLD SPORN LAITMAN &
LOMETTI, P.C.

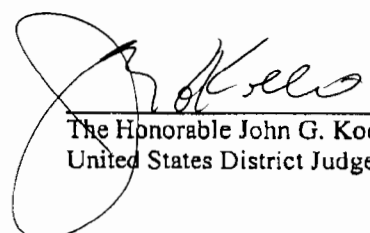
By: 
Joel P. Laitman (JL-8178)
Frank R. Schirripa (FS-1960)
19 Fulton Street, Suite 406
New York, New York 10038
Tel. 212.964.0046
Fax 212.267.8137
Counsel for Plaintiff Joseph Welch

MORGAN, LEWIS & BOCKIUS LLP

By: 
Brian A. Herman (BH-0731)
101 Park Avenue
New York, New York 10178
(212) 309-6909
Counsel for Defendants TD Ameritrade
Holding Corporation, TD Ameritrade, Inc.,
TD Bank USA, N.A. and the Toronto-
Dominion Bank

SO ORDERED:

Date: 9/27/07


The Honorable John G. Koeltl
United States District Judge